

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
- BROWNSVILLE DIVISION -**

United States District Court
Southern District of Texas
ENTERED

AUG - 5 2008

Michael N. Milby, Clerk of Court
By Deputy Clerk *Hildy Tagle*

UNITED STATES OF AMERICA §
§
VS. §
§
JUAN HERNANDEZ-GUERRERO §

CRIMINAL NO. B-08-375

ORDER

BE IT REMEMBERED on this 30 day of July, 2008, the Court reviewed the file in the above-captioned matter and specifically the Report and Recommendation of the United States Magistrate Judge filed April 22, 2008, wherein the defendant Juan Hernandez-Guerrero waived appearance before this Court and appeared before the United States Magistrate Judge Felix Recio for the taking of a felony guilty plea and Federal Rule of Criminal Procedure Rule 11 Allocution. The Magistrate Judge recommends that the plea of guilty be accepted by the undersigned, and noting no opposition by defendant Juan Hernandez-Guerrero to the Report and Recommendation, the Court enters the following order:

IT IS ORDERED that the Report and Recommendation of the United States Magistrate Judge is hereby adopted. The Court finds the defendant Juan Hernandez-Guerrero guilty of the offense of alien unlawfully being present in the United States after having been convicted of a felony and deported, in violation of 8 U.S.C. §§ 1326(a) and 1326(b)(1).

SIGNED this the 30 day of July, 2008.

Hildy Tagle
Hilda G. Tagle
United States District Judge